

**BOARD OF MEDICAL EXAMINERS**  
**ADVISORY COMMITTEE FOR ACUPUNCTURE**  
**MINUTES**

**Date:** September 7, 2004

**Time:** 1:00 P.M., CST

**Location:** Cumberland Room  
Ground Floor, Cordell Hull Building  
425 Fifth Avenue North  
Nashville, TN 374247

**Members Present:** Judi Harrick, Chair  
Marna McKinney, Consumer Member  
Joyce Perkins, ADS  
Peggy Watson, Co-Chair  
Yeu-Quang Wong, LAC

**Staff Present:** Marsha Arnold, Unit Manager  
Rebecca Brown, Board Administrator  
Jerry Kosten, Regulations Manager  
Robert Kraemer, Advisory Attorney  
Rosemarie Otto, Executive Director

A quorum being present, Ms. Harrick called the meeting to order at 1:05 P.M., CST.

**Approval of Minutes**

After reviewing the minutes from the September 9, 2003 meeting and the minutes from the March 23, 2004 meeting as presented Ms. Perkins motioned to approve. Ms. McKinney seconded the motion. Motion passed unanimously.

**Office of General Counsel**

Mr. Kraemer informed the Committee that Model Rules for Fee Revision Amendment – (03-1041) went to rulemaking hearing on April 28, 2003 and was adopted by the Council on September 9, 2003. The amendment was signed by the Attorney General, filed with the Secretary of State and became effective on March 20, 2004. Mr. Kraemer also reported no disciplinary actions against licensees have been processed in the Office of General Counsel at this time.

**Bureau Office**

A draft was given to the members of the financial report. The Advisory Committee for Acupuncture has a projected cumulative carryover as of the June 30, 2004 of \$16,181.

### **Disciplinary Coordinator**

Ms. Lea Phelps of the Office of Investigations informed the Committee that a complaint has been received against one licensee which will be processed and the results be given to the Committee when the investigation is completed.

### **Disciplinary Guidelines**

Ms. Otto explained to the Committee about the Disciplinary Guidelines as presented by the Office of Health, Licensure and Regulation. The guidelines are to be used during hearings for disciplinary action taken against a licensee found in violation of the practice act. Ms. Perkins made a motion to table the adoption of the Disciplinary Guidelines until the next meeting on March 29, 2005. The board members needed more time to study the guidelines and how they will affect their licensees. Mr. Wong seconded the motion and the motion passed unanimously.

### **Public Chapter 575**

Mr. Kraemer stated the Committee needed to designate a member of their profession to act as a consultant to authorize requests for medical records by the Bureau of Investigations. Ms. McKinney made the motion to authorize the committee consultant to request medical records on their behalf. Ms. Watson seconded the motion and the motion passed unanimously.

### **Lapsed License Policy**

Ms. Arnold, Unit Manager for the Board of Medical Examiners, held a discussion for the adoption of a policy on lapsed licenses. The policy will allow the Committee to charge a \$100 a month fine to licensees practicing on a lapsed license over three months. Ms. McKinney motioned to adopt the policy and Ms. Harrick made a motion to amend the motion for licensed ADS to pay \$25 a month. Ms. Watson seconded the motion as amended. The motion passed unanimously.

### **Continuing Education**

Mr. Kosten discussed with the Committee the possibility of rules for continuing education for licensure renewal. He asked Committee members for input in creating the rule. Ms. Harrick recommended 30 hours to be completed within two years and to exempt continuing education requirements for ADS. Mr. Kosten will present a rule for the Committee's review at the next meeting.

### **File Review and Approval of Applications**

Ms. Watson moved to approve the list of new applications for licensure as presented and Ms. McKinney seconded the motion to ratify. The motion passed unanimously.

### **Noteworthy Information**

There are no new updates at this time to report.

### **Next Meeting**

The next meeting for the Committee is scheduled for March 29, 2005 in the Cumberland Room on the Ground Floor of the Cordell Hull Building at 1:00 P.M., CST.

### **Adjournment**

With no further business, Ms. Harrick made a motion to adjourn. Ms. Watson seconded the motion. The motion carried unanimously. The Committee adjourned 2:40 P.M., CST.

These minutes were ratified on March 29, 2005.

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Peggy Watson, LAC  
Co-Chair

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